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5 Attorneys for Defendant
6 CRP Construction Company
7 DMA Gilroy Partners, LLC

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10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA
12 SAN JOSE DIVISION

13
14 AMERICAN MOTORISTS INSURANCE
15 COMPANY, an Illinois
16 corporation,

17 Plaintiff,

18 v.

19 CRP CONSTRUCTION COMPANY; DMA
20 GILROY PARTNERS, LLC; RONALD
DANIELS; STATE OF CALIFORNIA;
CALIFORNIA DEPARTMENT OF
TRANSPORTATION; CITY OF GILROY;
CHRISP COMPANY; KEITH B. HIGGINS
AND ASSOCIATES, INC; ROBERT F.
ENZ CONSTRUCTION, INC., and DOES
1 through 30,

21 Defendants.

CASE NO. C07-05263 RS

22 STIPULATION AND [PROPOSED] ORDER
23 TO EXTEND TIME TO ANSWER OR
24 OTHERWISE RESPOND TO THE
25 COMPLAINT

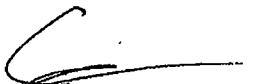
26 THE PARTIES HEREBY STIPULATE TO THE FOLLOWING:

27 1. Pursuant to Civil L.R. 6-1(a), the parties agree to
28 extend the time within which Defendants CRP Construction Company
and DMA Gilroy Partners, LLC shall file an Answer or otherwise
respond to the Complaint to January 23, 2008.

29 2. The parties have agreed to this stipulation because
30 they have also agreed in principle to a settlement of the case.

1 IT IS SO STIPULATED:

2 DATED: January 2, 2008 PIERCE & SHEARER LLP

3
4 BY: 

5 STACY A. SMITH, ESQ.
6 Attorney for Plaintiff
7 AMERICAN MOTORISTS INSURANCE
8 COMPANY

9 DATED: January 2, 2008 SELMAN BREITMAN LLP

10
11 BY: 

12 LINDA WENDELL HSU
13 Attorney for Defendants
14 CRP CONSTRUCTION COMPANY
15 DMA GILROY PARTNERS, LLC

16 IT IS SO ORDERED:

17 DATED: December XXXX 2007

18 January 4, 2008

19 BY: 

20 Judge of the United States
21 District Court